IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

MONDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE BILAL NAZKI
and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 27307 of 2003

Between:
C.P. Chakravarthy,
Hyderabad, being away from India, rep. by Power of Attorney, Shri K.N. Raju.

..... PETITIONER

AND

1 Asst. Commissioner of Incometax Circle 12(1),
Hyderabad.
2 Commissioner of Income-tax A.P.-I,
Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a writ of certiorari or any other writ, order or direction quashing the notice issued u/s.148 dated 16.7.03 in respect of the petitioner for the assessment year 2001-02 as arbitrary, illegal, unreasobale and discriminatory.

For the Petitioner:MR.Y.RATNAKAR, Advocate.

For the Respondents : Mr.J.V.Prasad, Standing Counsel for Income Tax.

The Court Made the Following :

ORDER : (Per Sri Bilal Nazki, J).

Against the order of reopening of assessment, the petitioner has already filed objections before the assessing authority-Respondent No.1. Since Respondent No.1 has not passed any final order, therefore we dispose of this Writ Petition, directing respondent No.1 to consider the objections of the petitioner and pass appropriate reasoned order within two months from the date of receipt of a copy of this order, before proceeding for re-assessment.

The Writ Petition is accordingly disposed of. No costs.

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(BILAL NAZKI, J)

28th June, 2004.

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(P.S.NARAYANA,J)

ajr.

To

1) Asst. Commissioner of Incometax Circle 12(1), Hyderabad.
2) Commissioner of Income-tax A.P.-I, Hyderabad.
3) Two C.D. copies.